

REMARKS

Claims 1-44 have been cancelled. New claims 45-68 are presented for examination and pending.

Drawing objection

The drawings stand objected to for failing to comply with 37 CFR 1.84(p)(5). The Specification has been amended to address the informalities accordingly. No new matter has been added. Withdrawal of the drawing objection is respectively requested.

Rejection under 35 U.S.C. 112, first paragraph

Claims 2, 4-5, 13, 20-21, 30-32, 34-35, and 40 stand rejected under 35 U.S.C. 112, first paragraph for not enabled. Rejections against these claims have been rendered moot by their cancellations.

Nonetheless, Applicant submits herewith for the record that the specification provides an enabling disclosure for the limitation of “generating a personality profile”, as

- a) any mapping functions, look-up tables or other mechanism of the like may be employed to select a set of personality characteristic values, in view of a service provided by the requesting service provider; and
 - b) any data structure, such as an XML, CSV or other data structures of the like may be employed to organize the selected personality characteristic values to implement the personality profile,
- which are all well within the ability of a person of ordinary skill in the art to surmise and practice, without any experimentation.

Accordingly, the invention as claimed by the newly presented claims 45-68

containing the limitation at issue may clearly be practiced by one of ordinary skill, without undue experimentation. Thus, the specification and the newly presented claims containing the limitation at issue are clearly enabling and comply with the requirement of sec 112, first paragraph.

Rejection under 35 U.S.C. 112, second paragraph

Claims 7-8, 10-14, 26-34, and 44 stand rejected under 35 U.S.C. 112, second paragraph for being indefinite. Rejections against these claims have been rendered moot by virtue of their cancellations.

Rejection under 35 U.S.C. 101

Claims 1-27 and 32 stand rejected under 35 U.S.C. 101. Rejections against these claims have been rendered moot by their cancellations.

New claims 45-68 have all been drafted to clearly reflect the recited operations are being performed by devices or servers. Therefore, the subject matter is clearly technological, and is eligible under sec 101.

Rejection under 35 U.S.C. 102(e)

Claims 1-17, 19-22, 25-37, 39-40, and 43-44 stand rejected under 35 U.S.C. 102(e) as being unpatentable over U.S. Patent No. 6,119,101, to Peckover.

Rejections against claims 1-17, 19-22, 25-37, 39-40, and 43-44 have been rendered moot by their cancellations.

Each of new independent claims 45, 52, 58, and 64 includes in substance the limitation of ***generating/providing a personality profile representing a persona to respond to registration request of a service provider, based at least in part on a service provided by the service provider.***

In contrast, Peckover discloses a system for electronic commerce having

personal agents representing consumers and providers in a virtual market place (Abstract). In Peckover, a consumer is represented by a Consumer Personal Agent (CPA) (Col. 15, lines 24-25), and a provider is presented by a Provider Personal Agent (PPA) (Col. 15, lines 40-41). The CPA may create a Decision Agent to conduct product searches for the consumer, by e.g. querying local retailers (Col. 15, lines 26-30), and the PPA may create Demand Agent to determine demand, by e.g. querying (presumably the same local retailers) to establish demand levels (Col. 15, lines 42-47). The Decision Agent performs its activities on behalf of the consumer, without revealing its identity (Col. 15, lines 31-32).

There is no disclosure in Peckover that teaches or suggests the registration of a consumer with a provider, as that would fly in the face of having the Decision Agent performs shopping for the consumer, without revealing the identity of the consumer. Thus, it follows, there is no disclosure in Peckover that teaches or suggests the generation/provision of *a **personality profile representing a persona*** to respond to a ***registration request*** of a service provider, whether the generation/provision is performed the client device or a server of a personality service provider. It further follows there is no disclosure in Peckover that teaches or suggests the generation/provision of *the **personality profile*** is to be performed, based at least in part ***a service provided by the service provider.***

Accordingly, Peckover fails to anticipate at least one limitation of each of claims 45, 52, 58 and 64. Therefore, claims 45, 52, 58 and 64 are patentable over Peckover under sec 102(e).

Claims 46-50, 53-57, 59-63 and 65-68, depend on claims 45, 52, 58 and 64, incorporating their limitations, respectively. Therefore, for at least the same reasons, claims 46-50, 53-57, 59-63 and 65-68, are patentable over Peckover under sec 102(e).

Rejection under 35 U.S.C. 103(a)

Claims 18, 23-24, 38, and 41-42 stand rejected under 35 U.S.C. 103(a) as being unpatentable over Peckover in view of talkcity.com. Rejections against these claims have been rendered moot by their cancellations.

Talkcity does not remedy the deficiencies of Peckover. Therefore, new claims 45-68 remain patentable over Peckover, even when combined with Talkcity.


Conclusion

In view of the foregoing, new claims 45-68 are in condition for allowance. Earlier issuance of Notice of Allowance is earnestly solicited.

Please charge deposit account No. 500393, if there is any deficiency in fees required for the filing, and likewise credit the same account for any excess payment of fees.

Respectfully submitted,
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